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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Sanghoon Lee
Christine I. Podilchuk

Serial No.: 09/823,793

Filed: March 30, 2001

For: FOVEATION-BASED ERROR
RESILIENCE ALGORITHM

Examiner: J. Brier

Group Art Unit: 2672

Att'y Docket: 2100.004900

Customer No. 046290

**REQUEST FOR CONSIDERATION OF CORRESPONDENCE AS
TIMELY FILED UNDER 37 CFR 1.136(A)**

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<p>CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.6(d)</p> <p>I hereby certify that this paper is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office, MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 12, 2006 by:</p> <p><i>Kathryn Dolas</i></p> <p>SIGNATURE</p>

Dear Sir:

This paper is filed in response to the Decision on Petition under 37 C.F.R. 1.137(b) dismissing the Petition to Revive Unintentionally Abandoned Application filed November 14, 2005. The two-month date for requesting reconsideration is July 23, 2006 and so this response is timely filed.

The following facts are of relevance. Upon checking PAIR we discovered, the Office issued a Final Office Action on March 2, 2005, for which a response to the Final Office Action was due May 2, 2005. The Final Office Action was mailed by the Office and received by the Law Offices of Jean-Marc Zimmerman, 226 St. Paul Street, Westfield, NJ 07090. A proposed

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reply was received in the USPTO on November 14, 2005, but did not constitute a proper reply under 37 CFR 1.113(a) to the final rejection.

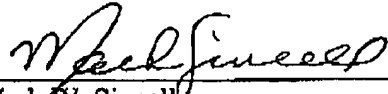
Despite the steps taken by Applicants and set forth above, on May 31, 2006 a notice of abandonment was mailed by the Office and received by Williams, Morgan & Amerson, P.C. on or about June 2, 2006. A copy of the Notice of Abandonment is also enclosed. (Exhibit A)

In response to specific questions raised in the Office's decision on the original petition, Applicants offer the following:

1. Request for Continued Examination under 37 C.F.R. §1.114;
2. Preliminary Amendment;
3. A photocopy of the Response to Final Office Action previously filed on November 14, 2005 (Exhibit B);
4. A photocopy of the Petition to Revive an Unintentionally Abandoned Application Under 37 C.F.R. §1.137(b) previously filed on November 14, 2005 (Exhibit C);
5. A photocopy of the Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address previously filed on November 14, 2005 (Exhibit D) ;
6. Applicants have already paid the petition fee of \$1,500.00 under 37 C.F.R. 1.17(m). If any additional fee is due in connection with this paper, the Assistant Commissioner is authorized to charge it to Williams, Morgan & Amerson's P.C. Deposit Account 50-0786/2100.004900.

Applicants submit that items 1 and 2 constitute a proper reply and request that the petition be granted.

Respectfully submitted,



Mark W. Sincell
Reg. No. 52,226

AGENT FOR APPLICANTS

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June 12, 2006